

From: "Kesner, Ben., RLD" <Ben.Kesner@state.nm.us>  
To: "Swatek, Joshua, DOH" <Joshua.Swatek@state.nm.us>, "Heinz Bennett, Melissa, DOH" <Melissa.Heinz-Bennett@state.nm.us>  
Subject: RE: Naloxone  
Thread-Topic: Naloxone  
Thread-Index: AdCRphXUKQXJa71yRMGrPSrHt5RzsQCW9kHQAADHkfA=  
Date: Thu, 21 May 2015 20:54:49 +0000  
References: <B6049650E7BD8D44A97BBD23BBC9E5452684F637@CEXMB003.nmes.lcl>  
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Hi Josh,

I appreciate the thought you put into this. I agree with the majority of your changes.

The part I disagree with is the NM Medical Board.

This is necessary in order to have this type of facility possess opioid antagonist.

I reviewed the statutes and regulations you provided.

And I agree, you can administer Naloxone.

However, the issue is how to have a CBO Licensed Care Facility have authorization to possess a dangerous drug.

Ideally, we would have a legislative change.

But, as we discussed, we possibly could have the NMMB reduce restrictions.

This is still iffy.

Thanks, Ben

Ben Kesner

Executive Director

Regulation and Licensing Department

New Mexico Board of Pharmacy

(505) 222-9838 - Office

(505) 222-9845 - Fax

ben.kesner@state.nm.us<mailto:ben.kesner@state.nm.us>

www.rld.state.nm.us/pharmacy<http://www.rld.state.nm.us/pharmacy>

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From: Swatek, Joshua, DOH  
Sent: Thursday, May 21, 2015 2:17 PM  
To: Kesner, Ben., RLD; Heinz Bennett, Melissa, DOH  
Subject: RE: Naloxone

Good Afternoon,

Sorry it has taken me some time to get back with you on this, I've been out of the office due to a family emergency and just got the chance to take a look at it. A lot of it looks very similar to what I had down and didn't get the chance to send out due my time out of the office. I did make a few minor changes to the naloxone section, I'm not comfortable enough with school-based regulations to make changes on that, primarily I simplified the definition of a CBO licensed facility, and moved the limitations of ownership into the CBO section itself. I also removed the NM board standing order portion. To the best of my understanding there is not a standing order needed for the administration of naloxone as there is a statute and regulation that already provides for that with 24-23-1 NMSA 1978 and NMAC 7.32.7. I also removed mention of naloxone and replaced it with opioid antagonist, again this would allow for another potential antagonist to be used if one became available and would not force a regulation change. I hope this all makes sense and thank you so much for working on this Ben. If there are any questions please feel free to let me know and I will be more than happy to answer them for you. I hope you have a great day and again I apologize for the delay.

Thank you,

Josh

From: Kesner, Ben., RLD  
Sent: Monday, May 18, 2015 2:08 PM  
To: Heinz Bennett, Melissa, DOH; Swatek, Joshua, DOH  
Subject: Naloxone

Hello,

Attached are my proposed regulation changes.

It contains more than adding Naloxone.

Please review the Naloxone sections.

Let me know if you have any suggestions, questions or comments.

Thank you, Ben

Ben Kesner

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<p class=3D"MsoNormal"><span style=3D"color:#1F497D">I appreciate the thought you put into this.&nbsp;<o:p>&nbsp;</o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">I agree with the majority of your changes.<o:p></o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">The part I disagree with is the NM Medical Board.<o:p></o:p></span></p>
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<p class=3D"MsoNormal"><span style=3D"color:#1F497D">I reviewed the statutes and regulations you provided.<o:p></o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">And I agree, you can administer Naloxone.<o:p></o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">However, the issue is how to have a CBO Licensed Care Facility have authorization to possess a dangerous drug.<o:p></o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">Ideally, we would have a legislative change.<o:p></o:p></span></p>
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<p class=3D"MsoNormal"><span style=3D"color:#1F497D">Thanks, Ben<o:p></o:p></span></p>
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<p class=3D"MsoNormal"><span style=3D"color:#1F497D">Ben Kesner<o:p></o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">Executive Director<o:p></o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">Regulation and Licensing Department<o:p></o:p></span></p>
<p class=3D"MsoNormal"><span style=3D"color:#1F497D">New Mexico Board of Pharmacy<o:p></o:p></span></p>

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**To:** Kesner, Ben., RLD; Heinz Bennett, Melissa, DOH

**Subject:** RE: Naloxone

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<http://www.>

rld.state.nm.us/pharmacy">www.rld.state.nm.us/pharmacy</a><o:p></o:p></span>=></p>  
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<b># SAFE (</b> <b>#7233) </b>from a cell phone or <b>1-855-333-SAFE</b> .<= /span><b><span style=3D"font-size:10.0pt;font-family:&quot;Arial&quot;;&quot;= t;sans-serif&quot;;color:#1F497D"><o:p></o:p></span></b></p>  
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for the sole use of the intended recipient[s] and may contain confidential= and/or privileged information.&nbsp;</span> Any unauthorized use, copying, disclo= sure or distribution is prohibited, unless specifically provided under New = Mexico Inspection of Public Records Act.&nbsp;</span>  
If you are not the intended recipient, please contact the sender at once a= nd destroy all copies of this message.</span><span style=3D"color:#1F497D">= <o:p></o:p></span></p>  
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